



GAIL FARBER, Director

**COUNTY OF LOS ANGELES
DEPARTMENT OF PUBLIC WORKS**

"To Enrich Lives Through Effective and Caring Service"

900 SOUTH FREMONT AVENUE
ALHAMBRA, CALIFORNIA 91803-1331

<http://dpw.lacounty.gov>

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

December 01, 2015

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

Dear Supervisors:

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

40 December 1, 2015


PATRICK OGAWA
ACTING EXECUTIVE OFFICER

**ADOPT, ADVERTISE, AND AWARD CONSTRUCTION CONTRACT
CONSOLIDATED DRAIN-ROAD NO. 436.005, CITY TERRACE AND
EAST ALTADENA DRAINAGE SYSTEMS
IN THE CITY OF MALIBU AND IN THE UNINCORPORATED COMMUNITIES OF
ALTADENA AND EAST LOS ANGELES
(SUPERVISORIAL DISTRICTS 1, 3, AND 5)
(3 VOTES)**

SUBJECT

This action is to approve and advertise the Consolidated Drain-Road No. 436.005, City Terrace and East Altadena Drainage Systems project, in the City of Malibu and in the unincorporated communities of Altadena and East Los Angeles; find the project exempt from the California Environmental Quality Act; adopt the plans and specifications; authorize the Chief Engineer of the Los Angeles County Flood Control District or her designee to award and execute a construction contract with the responsible contractor with the lowest responsive bid; deliver the project; and delegate certain responsibilities to the Chief Engineer or her designee to carry out this project.

IT IS RECOMMENDED THAT THE BOARD ACTING AS THE GOVERNING BODY OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT:

1. Find this project categorically exempt from the California Environmental Quality Act.
2. Approve and advertise the project and adopt the plans and specifications that are on file in the Construction Division of the Department of Public Works for the lining of storm drain pipes, at an estimated construction contract cost between \$330,000 and \$460,000.

BIDS: January 5, 2016 at 11:00 a.m.

3. Instruct the Acting Executive Officer of the Board of Supervisors to advertise for bids in accordance with the Instruction Sheet for Publishing Legal Advertisement, and which are to be received before 11 a.m. on January 5, 2016, in accordance with the Notice Inviting Bids.
4. Authorize the Chief Engineer of the Los Angeles County Flood Control District or her designee to determine whether the bid of the apparent responsible contractor with the lowest apparent responsive bid is, in fact, responsive and, if not responsive, to determine which apparent responsible contractor submitted the lowest responsive bid.
5. Authorize the Chief Engineer of the Los Angeles County Flood Control District or her designee to award and execute a construction contract with the responsible contractor with the lowest responsive bid within the estimated cost range and deliver the project.
6. Delegate to the Chief Engineer of the Los Angeles County Flood Control District or her designee the following authority in connection with this contract: (1) approve and execute change orders within the same monetary limits delegated to the Director of Public Works under Section 2.18.050 of the Los Angeles County Code relative to the construction of County buildings; (2) allow substitution of subcontractors and relief of bidders upon demonstration of the grounds set forth in State Public Contract Code Sections 4100 et seq. and 5100 et seq., respectively; (3) accept the project upon its final completion; (4) release retention money withheld consistent with the requirements of State Public Contract Code Sections 7107 and 9203; and (5) extend the date and time for the receipt of bids consistent with the requirements of State Public Contract Code Section 4104.5.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended actions is for the Board, acting as the governing body of the Los Angeles County Flood Control District, to approve and advertise the project, adopt the plans and specifications, authorize the Chief Engineer of the Los Angeles County Flood Control District or her designee to award and execute a construction contract with the responsible contractor with the lowest responsive bid, deliver the project, and delegate certain responsibilities to the Chief Engineer or her designee to carry out this construction contract.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provisions of Operational Effectiveness/Fiscal Sustainability (Goal 1) and Integrated Services Delivery (Goal 3). The recommended actions will help achieve these goals by helping assure continued operation of the storm drain pipes for residents of the County of Los Angeles.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund.

The estimated construction contract cost is in the range of \$330,000 to \$460,000. The total project cost is estimated to be \$520,000. In addition to the construction contract cost, the total project cost includes the preparation of plans and specifications, environmental permit compliance, material testing, inspection, contract administration, change order contingency, and other County services.

Funding for this project is included in the Flood Control District Fund Fiscal Year 2015-16 Budget.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

This project is part of the Department of Public Works' ongoing program for the maintenance of the District's facilities. It will be advertised in accordance with Section 20991 of the State Public Contract Code.

Jurisdiction for construction of this project has been received from the City of Malibu.

This project is to be completed in 20 working days. It is anticipated the work will start in April 2016 and be completed in May 2016.

Delegating to the Chief Engineer or her designee the authority to award and execute this construction contract allows an expedited contracting process to obtain a contractor for the performance of these storm drain repairs, which are necessary to prevent further deterioration and extend the remaining useful life of these drainage systems, thereby helping protect roadway infrastructure.

The contract agreement will be in the form previously reviewed and approved as to form by County Counsel.

The award of the contract will be in full compliance with Federal, State, and County regulations. The project specifications contain provisions requiring the contractor to comply with terms and conditions supporting the Board's ordinances, policies, and programs including, but not limited to: the County's Greater Avenues for Independence and General Relief Opportunities for Work Programs (GAIN and GROW), Board Policy No. 5.050; Contract Language to Assist in Placement of Displaced County Workers, Board Policy No. 5.110; Reporting of Improper Solicitations, Board Policy No. 5.060; Notice to Contract Employees of Newborn Abandonment Law (Safely Surrendered Baby Law), Board Policy No. 5.135; Contractor Employee Jury Service Program, Los Angeles County Code, Chapter 2.203; Notice to Employees Regarding the Federal Earned Income Credit (Federal Income Tax Law, Internal Revenue Service Notice 1015); Contractor Responsibility and Debarment, Los Angeles County Code, Chapter 2.202; the Los Angeles County's Child Support Compliance Program, Los Angeles County Code, Chapter 2.200; the Los Angeles County's Defaulted Property Tax Reduction Program Ordinance, Los Angeles County Code, Chapter 2.206; and the standard Board-directed clauses that provide for contract termination or renegotiation.

To ensure that the contract is awarded to a responsible contractor with a satisfactory history of performance, bidders are required to report violations of the False Claims Act, criminal convictions, civil litigation, defaulted contracts with County, complaints filed with the Contractor's State License Board, labor law/payroll violations, and debarment actions. As provided for in Board Policy No. 5.140, the information reported by the contractor will be considered before making an award.

The plans and specifications include the contractual provisions, methods, and material requirements necessary for this project and are on file with Public Works.

ENVIRONMENTAL DOCUMENTATION

This project is categorically exempt from the provisions of California Environmental Quality Act (CEQA) pursuant to Section 15301(b) of the CEQA Guidelines and Class 1(e) of the Environmental Reporting Procedures and Guidelines previously adopted by the Board on November 17, 1987. These exemptions provide for repair and maintenance of existing publicly owned utilities used to

provide flood control.

CONTRACTING PROCESS

To increase contractor awareness of Public Works' program to contract work out to the private sector, this project will be listed on both the County's "Doing Business with Us" and Public Works' "Contract Opportunities" websites for upcoming bids.

In addition, in order to increase opportunities for small businesses, Public Works will be coordinating with the Office of Small Business to maximize outreach.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

When the project is completed, it will have a positive impact by helping assure continued operation of the storm drains for residents of the County.

CONCLUSION

Please return one adopted copy of this letter to the Department of Public Works, Construction Division.

Respectfully submitted,



GAIL FARBER

Director

GF:JTS:lg

c: Chief Executive Office (Rochelle Goff)
County Counsel
Executive Office
Internal Services Department (Countywide
Contract Compliance)